

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES SECURITIES AND
EXCHANGE COMMISSION,

Plaintiff,

v.

DAVID W. BUTLER,

Defendant.

Civil Action No. 00-1827


Judge Cercone

**DECLARATION OF DONALD J. ENRIGHT, ESQ.
IN SUPPORT OF MOTION FOR RECONSIDERATION**

I, Donald J. Enright, counsel for David W. Butler in this matter and a partner with Finkelstein, Thompson & Loughran, hereby affirm and attest under penalty of perjury as follows:

1. I am an adult of sound mental health, and make these representations on personal knowledge.
2. Attached hereto as Exhibit 1 is a true and correct copy listing of costs incurred by Defendant in connection with this matter. This listing was extracted from a previous list of all of Defendant's costs in this matter, submitted to the Court as Exhibit 8 to the Second Declaration of Donald J. Enright in Support of Defendant's Motion for An Ward of Fees and Expenses. Unlike the previously submitted exhibit, this listing is exclusively limited to costs arising from photocopying, telecopying, transcripts fees and filing fees in this action.

Sworn and subscribed under penalty of perjury this 11th day of January, 2006.



Donald J. Enright, Esq.

EXHIBIT 1

Date	Category	Expense Description	Amount
12/31/2000	COPYING	Photocopying	827.44
12/31/2000	DOCUMENT FEE	Document Fee	11168.53
12/31/2000	MISCELLANEOUS	Filing Fee	120
8/29/2001	TRANSCRIPT	Brentano Reporters, LTD - Computer generated transcript	598.5
8/29/2001	TRANSCRIPT	Copley Cort Reporting, Inc. - Transcript of Jeffery P. McCarthy	785.25
9/4/2001	TRANSCRIPT	Powers, Garrison & Hughes - Transcript and video tape	572.8
9/26/2001	TRANSCRIPT	Winner	75.1
9/26/2001	TRANSCRIPT	Powers, Farrison & Hughes - Michael Green Transcript	283.2
9/26/2001	TRANSCRIPT	AKF Reporters, Inc - Transcript of Gary Brunner depo	688.5
9/26/2001	TRANSCRIPT	AKF Reporters, Inc - Transcript of Eric Cooper and Kevin Nigh	704
9/26/2001	TRANSCRIPT	Powers, Garrison & Hughes - Thomas Fill Transcript	969.71
9/26/2001	TRANSCRIPT	Esquire Deposition Services - Court reporting on 8/02/01 of Kirk Wrigley	1909.11
11/30/2001	TRANSCRIPT	Vincent Varallo Associates, Craig Mccann Transcript	1158.4
1/31/2002	COPYING	Telecopying	343
1/31/2002	COPYING	Photocopying	14950.03
1/31/2002	DOCUMENT FEE	Document Fee	11698.32
1/31/2002	MISCELLANEOUS	Filing Fee	120
1/31/2002	PROCESS SERVICE	Service of Process	3879.5
8/31/2002	COPYING	Xerox charges (August 2002)	357
9/26/2002	OUTSIDE REPRODUCTION COSTS	ZAP - Outside reproduction costs (invoice #11352)	24.53
9/26/2002	OUTSIDE REPRODUCTION COSTS	Copy General - Outside reproduction services (Invoice #1104260)	54.46
9/30/2002	COPYING	Xerox charges (Sept 2002)	1879.5
10/31/2002	COPYING	Xerox charges (Oct 2002)	22.4
10/31/2002	FACSIMILE	Fax Charges (Oct 2002)	4
11/30/2002	COPYING	Xerox charges (Nov 2002)	88.55
12/31/2002	COPYING	Xerox charges (Dec 2002)	992.95
12/31/2002	FACSIMILE	Fax Charges (Dec 2002)	16
1/31/2003	COPYING	Xerox Charges (Jan)	1229.55
1/31/2003	FACSIMILE	Fax Charges (Jan)	15
3/27/2003	COPYING	Copy General - Outside reproduction services (Invoice #1112047)	134
9/30/2003	COPYING	Photocopying	9.8
11/30/2003	COPYING	Photocopying (Nov 2003)	687.75
3/31/2004	COPYING	Photocopying (March 2004)	611.1
5/31/2004	COPYING	Photocopying - downstairs copier (May 2004)	1.4
6/30/2004	COPYING	Photocopying - upstairs copier (June 2004)	4.55
6/30/2004	COPYING	Photocopying (in-house reproduction costs - June 2004)	6.65

7/31/2004	COPYING	Photocopying (July 2004)	1995
8/20/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services - Client #1867 - Documents & Postage	26.65
8/20/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services - Client #1867 - Documents & Postage	26.65
8/31/2004	COPYING	Photocopying (August 2004)	2981.3
8/31/2004	FACSIMILE	Fax charges	6
9/24/2002	OUTSIDE REPRODUCTION COSTS	Reproduction Services during Butler trial in Pittsburgh, PA (9/04)	148.46
9/27/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services - Invoice #14586	28.46
9/27/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services - Invoice #14601	175.89
9/27/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services (9/16/04) - Copy General Invoice #14641	238.15
9/27/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services - Butler Trial Prep (9/17/04)	467.31
9/27/2004	OUTSIDE REPRODUCTION COSTS	Reproduction Services - Invoice #14601	1103.24
9/27/2004	PROCESS SERVICE	Service of Process on Seth Rosenberg (9/9/04) - Captiol	183.85
10/6/2004	DOCUMENT FEE	Document Fee - RGG OOPS reproduction costs during Butler trial (9/21/2004)	7.5
10/31/2004	COPYING	Photocopying - downstairs copier (October 2004)	99.4
10/31/2004	COPYING	Photocopying - upstairs copier (October 2004)	162.75
Aug-04	COPYING	Photocopying	4987.5
Aug-04	FACSIMILE	Fax Charges	6
Sep-04	COPYING	Photocopying	9673.3
Sep-04	FACSIMILE	Fax Charges	308
TOTAL			79615.99